

MAY 27 2008

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FACSIMILE COVER SHEET

Deliver to: Cho, Hong Sol, USPTOArt Group: 2616Facsimile No.: (571) 273-8300Date: May 27, 2008From: Mark L. Watson, Reg. No. 46,322Our Docket No.: 42P16159Number of pages 14 including this sheet.Application No.: 10/646,958Filing Date: 8/21/2003Docket Due Date(s): 8/1/2008

Enclosed are the following documents:

- | | |
|--|--|
| <input checked="" type="checkbox"/> Amendment: <u>Response</u> (<u>11</u> pgs) | <input type="checkbox"/> Issue Fee Transmittal |
| <input type="checkbox"/> Appeal Brief (<u> </u> pgs) | <input type="checkbox"/> Notice of Appeal (in duplicate) |
| <input type="checkbox"/> Application: <u> </u>
(<u> </u> pgs) w/cover & abstract | <input type="checkbox"/> Petition for: <u> </u> |
| <input type="checkbox"/> Assignment & Cover Sheet (<u> </u> pgs) | <input type="checkbox"/> Request for Continued Examination (RCE) (in duplicate) |
| <input checked="" type="checkbox"/> Certificate of Facsimile <u> </u> | <input type="checkbox"/> Reply Brief (<u> </u> pgs) |
| <input type="checkbox"/> Continued Prosecution Application (CPA) | <input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i): <u> </u> |
| <input type="checkbox"/> Declaration & POA (<u> </u> pgs) | <input type="checkbox"/> Request to Rescind Previous Nonpublication Request |
| <input type="checkbox"/> Drawings: <u> </u> sheets, <u> </u> figures | <input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter |
| <input type="checkbox"/> Extension of Time: <u> </u> | <input type="checkbox"/> Response to Written Opinion (<u> </u> pgs) |
| <input checked="" type="checkbox"/> Fee Transmittal (in duplicate) | <input type="checkbox"/> Terminal Disclaimer |
| <input type="checkbox"/> IDS & PTO/SB/08 (<u> </u> pgs) | <input type="checkbox"/> Transmittal of Publication Fee Due |
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CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)

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Shannon Serrano
Shannon Serrano

5/27/2008
Date

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FEE TRANSMITTAL for FY 2007

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$) 0.00

Complete if Known

Application Number 10/646,958
Filing Date August 21, 2003
First Named Inventor Carey W. Smith
Examiner Name Cho, Hong Sol
Art Unit 2616
Attorney Docket No. 42P16159

METHOD OF PAYMENT (check all that apply)

- ☐ Check ☐ Credit card ☐ Money Order ☒ None ☐ Other (please identify): _____
- ☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP
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- ☒ Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.

FEE CALCULATION

1. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
13	25*	0	\$0.00
Independent Claims	4	0	\$0.00
Multiple Dependent			

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1202 50	2202 25	Claims in excess of 20
1201 210	2201 105	Independent claims in excess of 3
1203 370	2203 185	Multiple Dependent claim, if not paid
1204 810	2204 405	**Reissue independent claims over original patent
1205 810	2205 405	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (1) (\$) 0.00

2. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1051 130	2051 65	Surcharge - late filing fee or oath
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet
2053 130	2053 130	Non-English specification
1251 120	2251 60	Extension for reply within first month
1252 480	2252 230	Extension for reply within second month
1253 1,050	2253 525	Extension for reply within third month
1254 1,840	2254 820	Extension for reply within fourth month
1255 2,230	2255 1,115	Extension for reply within fifth month
1401 510	2401 255	Notice of Appeal
1402 510	2402 255	Filing a brief in support of an appeal
1403 1,030	2403 515	Request for oral hearing
1451 1,510	2451 1,510	Petition to institute a public use proceeding
1460 130	2460 130	Petitions to the Commissioner
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)
1806 180	1806 180	Submission of Information Disclosure Stmt
1809 810	1809 405	Filing a submission after final rejection (37 CFR § 1.129(e))
1810 810	2810 405	For each additional invention to be examined (37 CFR § 1.129(b))

Other fee (specify): _____

SUBTOTAL (2) (\$)

Fee Paid

SUBMITTED BY

Name (Print/Type) **Mark L. Watson**

Registration No. (Attorney/Agent)

46,322

Telephone

(303) 740-1980

Signature

Date

05/27/08

Complete (if applicable)

Based on PTO/58/17 (02-07) as modified by Blakely, Sokoloff, Taylor & Zafman (w/r) 02/26/2007.
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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FEE TRANSMITTAL for FY 2007

Patent fees are subject to annual revision.

Complete if Known

<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.		Application Number	10/646,958
		Filing Date	August 21, 2003
		First Named Inventor	Carey W. Smith
		Examiner Name	Cho, Hong Sol
		Art Unit	2616
		Attorney Docket No.	42P16159
TOTAL AMOUNT OF PAYMENT		(\$)	0.00

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- ☐ Charge fee(s) indicated below, except for the filing fee ☒ Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.
- ☒ Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.

FEE CALCULATION

1. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
13	25	0	50.00
4	4	0	210.00
Multiple Dependent			

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
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SUBTOTAL (1) (\$ **0.00**)

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1809 810	1809 405	Filing a submission after final rejection (37 CFR § 1.129(a))
1810 810	2810 405	For each additional invention to be examined (37 CFR § 1.129(b))

Other fee (specify) _____

SUBTOTAL (2)

(\$)

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Mark L. Watson	Registration No. (Attorney/Agent)	46,322	Telephone	(303) 740-1980
Signature		Date	05/27/08		

Based on PTO/SB-17 (02-07) as modified by Blakely, Sokoloff, Taylor & Zafman (wlr) 02/28/2007.
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Our Docket No: 042390.P16159

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Smith

Examiner: Cho, Hong Sol

Art Group: 2619

Application No.: 10/646,958

Filed: August 21, 2003

For: COMMUNICATION PROTOCOL
DETERMINATION

AMENDMENT

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed May 1, 2008, applicants respectfully request the Examiner to enter the following amendments and to consider the following remarks.

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that I am causing the above-referenced correspondence to be transmitted via facsimile to the United States Patent and Trademark Office at (571) 273-8300 on the date indicated below:

May 27 2008